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c Pr13 Cornwall (City of) Act, 1992

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CHAPTER Pr13

An Act respecting the City of Cornwall

Assented to June 25th, 1992

Preamble	<p>The Corporation of the City of Cornwall has applied for special legislation in respect of matters set out in this Act.</p> <p>It is appropriate to grant the application.</p> <p>Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:</p>	<p>3.—(1) On the day the commission is established under subsection 2 (1),</p> <p>(a) the assets and liabilities of Cornwall Street Railway Light and Power Company Limited are transferred to the commission without compensation; and</p> <p>(b) the letters patent of Cornwall Street Railway Light and Power Company Limited, operating as Cornwall Electric, are cancelled and the corporation dissolved.</p> <p>(2) A reference in any document to the Cornwall Street Railway Light and Power Company or to Cornwall Electric shall be deemed to be a reference to Cornwall Electric Commission.</p> <p>4.—(1) Despite subsection 2 (5), the first commission shall consist of the mayor of the City and the persons,</p> <p>(a) who were directors of the Cornwall Street Railway Light and Power Company Limited on the date of its dissolution; and</p> <p>(b) who, on that date, were qualified electors under the <i>Municipal Elections Act</i>.</p> <p>(2) The term of office of the members of the first commission expires with the term of the council in place when the commission is established.</p> <p>(3) Despite subsection (2), the members of the first commission shall remain in office until their successors are appointed by the new council.</p> <p>(4) If a vacancy occurs in the membership of the first commission, the council of the City shall appoint another person to serve for the unexpired portion of the term.</p> <p>5. The council of the City may, by by-law passed with the written consent of the mayor, appoint a delegate from among the members of council to represent the mayor on the commission for the remaining term of that commission.</p>	<p>Dissolution and transfer of assets, liabilities</p> <p>Reference to names</p> <p>First commission</p> <p>Term</p> <p>Transition</p> <p>Vacancies</p> <p>Delegation</p>
Definitions	<p>1. In this Act,</p> <p>“City” means The Corporation of the City of Cornwall;</p> <p>“commission” means the hydro-electric commission established under subsection 2 (1).</p>		
Hydro-electric commission	<p>2.—(1) The City may, before the 31st day of December, 2001, pass a by-law, without the assent of the electors, to establish a public utility commission for the distribution and supply of electrical power.</p>		
Notice	<p>(2) The City shall, at least ninety days before passing a by-law under subsection (1), give written notice of its intention to do so to Ontario Hydro.</p>		
Name	<p>(3) The commission shall be called the Cornwall Electric Commission.</p>		
Municipal commission	<p>(4) The commission shall be deemed to be a commission established under Part III of the <i>Public Utilities Act</i>.</p>		
Composition	<p>(5) Subject to subsection 43 (1) of the <i>Public Utilities Act</i>, the commission shall consist of the mayor of the City and four other persons appointed by the council of the City who are qualified electors under the <i>Municipal Elections Act</i>.</p>		
Term	<p>(6) The City may by by-law establish the term of office of the members but no member may hold office beyond the term of the council that appointed them.</p>		
Transition	<p>(7) Despite subsection (6), the members of the commission shall remain in office until their successors are appointed by the new council.</p>		
Vacancies	<p>(8) If a vacancy occurs in the membership of the commission, the council of the City shall appoint another person to serve for the unexpired portion of the term.</p>		

Contract with
Ontario
Hydro

6.—(1) The City may contract with Ontario Hydro for the transmission and supply to the City of power to be distributed and sold by the commission without electoral assent.

Direct
customers

(2) With the consent of the City, Ontario Hydro may distribute and supply power directly to customers in the City of Cornwall.

Existing
rights

(3) Despite subsection (2), Ontario Hydro may continue to distribute and supply power to those customers in the City of Cornwall to whom it was supplying power on the day the commission is established.

7. The commission may continue to supply power to those areas of the Township of Charlottenburgh and the Township of Cornwall which were serviced by Cornwall Street Railway Light and Power Company Limited on the day it was dissolved under subsection 3 (1) and may enter into or renew agreements with those municipalities to supply power to the same areas.

Supply of
power in
other areas

8. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

9. The short title of this Act is the *City of Cornwall Act, 1992*.

Short title